O 1 P E 1803 SEP 0 9 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In reXATENT APPLICATION of

Inventor

O'DEA

Appln. No.

: 10/796,585

Conf. No.:

1115

Filed:

March 9, 2004

Title:

APPARATUS AND METHOD FOR RELIEVING DYSNEA

Group Art Unit

3761

Examiner

Erezo, D.

Docket No.

98-58 C1

September 9, 2005

PRELIMINARY AMENDMENT

Hon. Commissioner of Patents and Trademarks Alexandria, VA 22313-1504

Sir:

INTRODUCTORY REMARKS

Before acting on the merits of the present application, please enter the following amendments and consider the following remarks.

Amendments to the Claims are reflected in the listing of the claims, which begin on page 2 of this paper.

Remarks begin on page 4 of this paper.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on <u>September 9, 2005</u> with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to:

Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Express Mail Label No. <u>EL 997385306 US</u>.

Michael W. Haas, Reg. No. 35,174